other way is open and they can come.

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): Section 144 has been clamped in the Vijay Chowk and they are not allowed to cross Vijay Chowk. They can come through the other way if they want to come. The other way is open.

Now we take up the legislative work. Home Minister will move the Resolution.

STATUTORY RESOLUTION SEEKING APPROVAL OF CONTINUANCE OF PRESIDENT'S PROCLAMATION UNDER ARTICLE 356 OF THE CONSTITUTION, IN RELATION TO JAMMU AND KASHMIR

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI P.M. SAYEED): Madam, I beg to move the following Resolution:

> "That this House approves the continuance in force of the Proclamation issued by the President on the 18th July, 1990, under article 356 of the Constitution, in relation to the State of Jammu and Kashmir, for a further period of six months with effect from the 3rd March, 1993."

Madam, as the House is aware, in view of the then prevailing situation in Jammu and Kashmir, a Proclamation under article 356 of the Constitution, in relation to the State of Jammu and Kashmir, was issued by the President on the 18th July, 1990, on the recommendation of the Governor. Earlier, on 19.1.1990, the Governor, Jammu and Kashmir, assumed to himself the powers of the State executive and Legislature, placing the Legislative Assembly of the State under suspension, under the provisions of the Constitution of Jammu and Kashmir. A month later, on 19.2.1990, the State Assembly was dissolved by the Governor, in exercise of his powers under the State Constitution.

As the law and order and security situation in the State of Jammu and Kashmir continued to be grim, approval of both Houses of Parliament was obtained from time to time for continuance in force of the Proclamation dated 18th July, 1990 in relation to the State of Jammu and Kashmir. The current spell of extension of President's Proclamation under article 356 in the State shall be in force up to 2.3.93.

In a recent report, the Governor of Jammu and Kashmir has informed that the security situation in the State continues to be serious and challenging mainly because of....(*Interruptions*)

श्री दिग्विजय सिंह (बिहार): गृह मंत्री जो, एक मिनट। उपसभाध्यक्ष महोदया, उन संसद सदस्यों का पता नहीं चला है .....(**व्यवधान**).....

We have gone there ourselves. They were not there.

SHRI KAMAL MORARKA (Rajasthan): Mr. Chandra Shekhar, the former Prime Minister, with the SPG, himself went there. We all went there. They are not near Sena Bhavan.

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): Dr. Abrar Ahmed himself met them.

THE MINISTER OF STATE IN THE MINISTRY OF FINANCE AND THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS (DR. ABRAR AHMED): Mr. Digvijay Singh, you were not present in the House.

SHRI DIGVIJAY SINGH: I have myself gone to that place. They were not there.

DR. ABRAR AHMED: I was there. (*Interruptions*)

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): Dr. Abrar Ahmed, just a minute. Mr. Digvijay Singh, Dr. Abrar

Ahmed has personally met them. The Minister has personally met them. (*Interruptions*) You can talk to him. He has already informed the House. You can ask him. I suggest that you talk to him. Now, let the Home Minister continue.

SHRI P.M. SAYEED: Madam, I was saying that in a recent report, the Governor of Jammu and Kashmir has informed that the security situation in the State continues to be serious and challenging mainly because of Pakistan's direct role in aiding and propping up militancy in the valley and in extending the arc of terrorist violence even to the Jammu Division.

The Governor has further mentioned that there was a marked escalation in militant activities in the valley and in Doda District in Jammu region, during July and August, 1972. However, constant pressure has been maintained on the militants. There have also been significant successes in the operations of the security forces in the past few months by way of neutralisation and apprehension of a large number of militants and their leaders and massive recoveries of arms. However, the militants still retain significant striking capacity and fire power, backed up by assistance from Pakistan in the form of supply of weapons and finances provision of sanctuaries to terrorist elements, continued operation of training camps, etc. In any effort to restore the political process in the State, we will have to guard against this. All necessary efforts in this connection are being made.

The Governor has mentioned that there is a definite and distinct change in the mood of the people and there are definite signs that the majority of the people are fed up with militancy which has disrupted their normal life and economic activity.

They have been disillusioned by the misdeeds of the militants who have been indulging in acts of extortion, molestation and rape of women, forced marriages, abduction and killing of innocent people and other criminal activities.

Referring to the political situation, the Governor has stated that there continues to be a political vacuum in the State. The political parties at the State level have not been able to activise their cadres mainly due to the fear of the gun. On the other hand, activisation of the political elements is necessary to encourage the masses to come out openly against the gun culture and into the mainstream. It is, therefore, necessary that the leaders of the mainstream parties in the State and at the national level should take steps to revive their contacts at the grassroots level. The Union Home Minister recently addressed the leaders of the political parties in this regard. The State administration has assured that they will render all necessary assistance and make adequate security arrangements for all such efforts.

A number of initiatives have also been taken by the Central Government in the recent months for activising the political process in the State. Discussions have been held with leaders of the political parties and with former legislators and parliamentarians from the State of Jammu and Kashmir and an all-party parliamentary team also visited the State. The Union Home Minister and the Minister of State for Internal Security have also visited the State. These initiatives have had an impact and several sections of the people have been heard talking about the need to do away with the gun culture.

However, it could take some time to consolidate the situation further and reduce the fear of the gun significantly. Also, a large number of persons, who had been forced to migrate from the valley in the face of terrorist violence, also still continue to be out of the State. In view of these circumstances, the Governor has recommended that the President's rule in the State may be further extended.

According to the provisions of article 356 of the Constitution of India as applicable to the State of Jammu and Kashmir, by the Constitution order No. 48 of 14.5.1954, as amended from time to time, the President's Proclamation under article 356 may continue in the State for 3 years with approval of both the Houses of Parliament, to be obtained for six months at a time. As already stated, this period will expire on 18th July, 1993.

Keeping in view the situation prevailing in the State and taking all relevant factors into consideration, there seems to be no alternative but to further extend the period of President's Proclamation dated 18.7.1990. The President, in exercise of his powers under article 370(1)(d) of the Constitution has, with the concurrence of the State Government, since issued a Constitution order on 24.2.1993 amending the principal order of 1954 through which the various Constitutional provisions are made applicable to Jammu and Kashmir with or without modification. By this order, the maximum period upto which the Presidential Proclamation under article 356 in relation to the Jammu and Kashmir can be in force has been extended to four years instead of the previous time-limit of three years.

In view of the position explained, I solicit the approval of this august House to the Resolution.

The question was proposed.

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): Shri M.C. Bhandare.

SHRI CHATURANAN MISHRA (Bihar): Madam, I would like to bring to your notice that the White Paper on Ayodhya was placed on the Table of this House yesterday but we have not yet received a copy of the same. We do not know wherefrom to get it.

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): I will ask the office to check it up.

SHRI CHATURANAN MISHRA: Yesterday it was laid on the Table and it is not available to the Members till now.

SHRI MOHAMMED AFZAL *alias* MEEM AFZAL (Uttar Pradesh): I rang up. I wanted to get a copy of the same but I could not.

SHRI CHATURANAN MISHRA: He should have gone to the police station: ....(*Interruptions*) ...

SHRI MOHAMMED AFZAL *alias* MEEM AFZAL: Only 25 copies came to the Table Office.

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): I have checked up with the office. They say that the Home Ministry has not yet sent the copies. As soon as the copies are available, they will distribute them ....(*Interruptions*)....

They have asked the Home Ministry for them ....(*Interruptions*)....

PROF. SAURIN BHATTACHARY (West Bengal) Then why should you allow it to be laid on the Table of the House?....(*Interruptions*)....

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): I can't hear you ....(*Interruptions*)....

SHRI CHATURANAN MISHRA: Unless the Secretariat gets all the copies required, the Chair should not allow it to be placed here.

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): That is true, but I will tell them to get the copies. They will get them. We will find it out. Now, Mr. Bhandare.

SHRI MURLIDHAR CHANDRAKANT BHANDARE (Maharashtra): Madam, it is rather a strange coincidence that we are discussing the extension of the Proclamation issued by the President for

a further period of six months today. I will tell you why.

When one talks of Kashmir, one immediately thinks of the most serious danger posed to the integrity of the nation by the militancy and terrorism present in that area. Today also happens to be the completion of one year or, rather, the first birthday of the popular Government in Punjab. For a long time we discussed these two issues hand in hand—Punjab and Kashmir—and, now that Punjab is really under control, I think we may, with some hope...

SHRI SATYA PRAKASH MALAVIYA (Uttar Pradesh): Point of order.

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): Mr. Bhandare is speaking. Let him complete ....(*Interruptions*)....

***RE.* PREVENTING OF THREE M.Ps FROM ATTENDING PARLIAMENT BY THE POLICE—Contd.**

SHRI SATYA PRAKASH MALAVIYA (Uttar Pradesh): Madam, I was put under wrongful confinement, and you were also there. You stayed there for 15 minutes only while I was there for five hours under wrongful confinement. The police stopped me from coming to Parliament and I was deprived of proceeding to the House. There were 15 Members of Parliament, including yourself.

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): No, I was not kept under any wrongful confinement. The hon. Minister has already explained the facts to the House, Mr. Malaviya.

SHRI SATYA PRAKASH MALAVIYA: That is the version of the Police Commissioner, and I have my own version. I was there; You were yourself there.

SHRI GURUDAS DAS GUPTA (West Bengal): Madam, since the House is agitated over this issue, and the Member has come back from wrongful confinement....

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): I would just apppeal to the Members.....(*Interruptions*).... One Minute

SHRI SATYA PRAKASH MALAVIYA: I demand the resignation of the Prime Minister ....(*Interruptions*)....

SHRI DAYANAND SAHAY (Bihar): You are in the Chair, Madam. It is difficult for you ....(*Interruptions*).... Twenty Members were....

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): Please listen to me for one minute ....(*Interruptions*)....Please sit down.

SHRI DAYANAND SAHAY: The Home Minister must resign.

SHRI SATYA PRAKASH MALAVIYA: This is police raj ....(*Interruptions*).... BJP agent ....(*Interruptions*)....

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): Let me explain the situation. The hon. Minister for Parliamentary Affairs apparently came and met Members and said that only one particular route was open.

SHRI SATYA PRAKASH MALAVIYA: The Minister of Parliamentary Affairs was there for two hours but I was there for five hours.

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN): There was another route which was open. ....(*Interruptions*)....

SHRI SATYA PRAKASH MALAVIYA: The Prime Minister must resign.

THE VICE-CHAIRMAN (SHRIMATI JAYANTHI NATARAJAN):